

DRINKING WATER & WASTEWATER PROFESSIONALS

**Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063**

Board Meeting Minutes of 8/6/2014

BOARD MEMBERS PRESENT: Barry N. Burnell - Chair
Dr. Joan M. Cloonan
John R. Lee
Jack V Bennion
Brad Don Andersen
Dion W Holton

BOARD MEMBERS ABSENT: Bryan Lacy

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, Legal Counsel
Roger Hales, Naylor & Hales
Mary Miles, Technical Records Specialist I

OTHERS PRESENT: Kevin McLeod, Idaho Rural Water Association

The meeting was called to order at 8:30 AM MDT by Barry N. Burnell.

APPROVAL OF MINUTES

A motion was made by Dr. Cloonan to approve the minutes of 5/6/2014. It was seconded by Mr. Lee. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She reminded the Board that proposed rules are to be submitted the third week of August.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$438,266.56 as of 7/31/2014.

FY 2015 CONTRACT RENEWAL

A motion was made by Mr. Andersen to approve the FY 2015 Contract renewal and for the Board Chair to sign. It was seconded by Mr. Bennion. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

A motion was made by Mr. Bennion to approve the Bureau's recommendation and authorize closure in cases I-WWP2013-5, I-WWP-2013-6 and I-WWP-2013-7. It was seconded by Dr. Cloonan. Motion carried.

A motion was made by Mr. Andersen to approve the Bureau's recommendation and authorize closure with a letter to the Respondent advising the Respondent that any further information received regarding the Respondent performing testing or inspections without a license will be forwarded to the local prosecuting attorney in case I-WWP2014-7. It was seconded by Dr. Cloonan. Motion carried.

A motion was made by Dr. Cloonan to authorize closure with a warning letter to the Respondent advising the Respondent that failure to submit reports or apply for permits in a timely manner may result in disciplinary action against the Respondents' licenses in cases I-WWP-2014-8, I-WWP-2014-9, I-WWP-2014-10, I-WWP-2014-11, I-WWP-2014-12 and I-WWP-2014-13. It was seconded by Mr. Holton. Motion carried.

BACKFLOW ASSEMBLY TESTER COMPLAINT HISTORY

Ms. Peel presented to the Board members the BAT complaint history from 2010 to 2014. To date there have been 14 complaints; including five backflow refresher course audits.

PUBLIC COMMENT – NONE

TO DO LIST

The Board members reviewed the to do list and no action was taken.

BACKFLOW ASSEMBLY TAGGING

Mr. Burnell informed the Board members that the Department of Environmental Quality does not have a format for tagging failed BAT assemblies. The Board oversees the licensees and the Board members determined that DEQ would be the appropriate agency to address tagging.

BACKFLOW ASSEMBLY TESTER CODE OF CONDUCT

The Board members reviewed and discussed the comments received regarding the draft BAT Code of Conduct.

A motion was made by Mr. Andersen that the sub-committee should review the comments and bring suggestions back to the Board by September 6, 2014. It was seconded by Dr. Cloonan. Motion carried.

Mr. Hales will meet with the sub-committee for discussion of the comments.

BACKFLOW ASSEMBLY TESTER REFRESHER COURSE MINIMUM STANDARDS

The Board reviewed and discussed the comments it received regarding the BAT refresher course minimum standards.

A motion was made by Mr. Andersen to approve the BAT refresher course minimum standards outline and post to the Board's website. It was seconded by Dr. Cloonan. Motion carried.

ASSOCIATION OF BOARDS OF CERTIFICATION CONTINUING EDUCATION REVIEW

Mr. Lee updated the Board members on ABC's course review process. The Board determined that no changes will be made at this time regarding the Board's continuing education course review process.

BOARD CHAIR ELECTION

A motion was made by Mr. Lee to nominate Mr. Burnell as the Board Chair. It was seconded by Mr. Andersen. Motion carried.

A motion was made by Mr. Andersen to nominate Mr. Bennion as the Vice-Chair. It was seconded by Mr. Lee. Motion carried.

A motion was made by Mr. Andersen to close nominations for Chair and Vice-Chair. It was seconded by Dr. Cloonan. Motion carried.

CORRESPONDENCE

The Board reviewed and discussed the correspondence received from Tony Bowers, At Your Own Pace. He requested to have AYOP added to the list of trainers on the Board's website. The Board approved his request. The Board reviewed the correspondence received from Ronald O'Connor regarding the responsible charge question on the Class III and IV affidavit of the application. Mr. Burnell will draft the response.

WASTEWATER LAND APPLICATION MANUAL AND EXAM QUESTIONS REVIEW

The Board reviewed and discussed the updated manual and exam questions submitted by the Department of Environmental Quality.

A motion was made by Dr. Cloonan to inform DEQ to proceed and submit the updated manual and exam questions to the Association of Boards of Certification. It was seconded by Mr. Bennion. Motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Lee that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Dr. Cloonan. The vote was: Mr. Lee, aye; Dr. Cloonan, aye; Mr. Bennion, aye; Mr. Holton, aye; Mr. Andersen, aye, and Mr. Burnell, aye. Motion carried.

A motion was made by Mr. Holton to come out of executive session. It was seconded by Mr. Lee. The vote was: Mr. Lee, aye; Dr. Cloonan, aye; Mr. Bennion, aye; Mr. Holton, aye; Mr. Andersen, aye, and Mr. Burnell, aye. Motion carried.

APPLICATIONS

A motion was made by Mr. Bennion to approve 17 applications for licensure; to approve 56 applications for exam; to deny seven applications; and to hold one application pending more information. It was seconded by Mr. Lee. Motion carried.

Approved for Licensure

AGEE GAVIN	BAT-20108
BABCOCK DAVID A	WWC1-20098
BEACHAM JOHN	WWT4-20012
BENAVIDEZ PAUL LARRY	DWD1-20025
BENKO WILLIAM J	WWT1-20055
INMAN ANDREW	WWT1-20019
LOVE KEVIN JEROME	WWT3-20105
MCCARTHY MICHAEL GARIN	WWT4-20007
MILAN CHRIS WAYNE	DWD1-20026
PETERSON DUSTIN D	DWD1-20024
RODRIGUEZ VINCENT JAMES	WWT1-20009
ROND KEVIN ELTON	DWD1-20023
SWANSON WAYNE EDWARD	DWD1-20093
TROXLER ROBERT	DWD1-20107
TROXLER ROBERT	DWT1-20064
TROXLER ROBERT	WWC3-20104
TROXLER ROBERT	WWT4-20063

Approved for Exam

ALLINGER PATCH ALPHONSE VON	DWD1
ASHBY ANTHONY PAUL	WWT1
BENKO WILLIAM J	WWT2
BLACKNER RUSTY KENT	WWC2
BORLEY JON ALAN	WWC1
BOWMAN PHILLIP	DWD3
BRINKLY DUSTIN L	WWT2
CAROTHERS WILLIAM DOUGLAS	DWT3
COCKS MATTHEW JAMES	DWT1
COOPER GARY O	WWC1
DROWN CHARLES MATTHEW	DWT2
FINCH RONNIE CARL	WWT2
FOLEY GREGORY C	DWD3
GARCIA JOHN C	DWD1
GOGERT DARRELL LEE	DWT1
HARMON DAVID ANTHONY	WWT2
HENDRICKS BRAD	WWL1
HENDRY ALLEN C	DWT3
HENESH JARED RAY	DWD1
HENRY BRADLEY J	WWT3
HOLTON DION W	DWD4

HUMPHERYS SCOTT C	WWC2
HUNT RICK	WWC2
JONES ERIC ALLEN	DWD1
JONES PAUL DRAKE	WWC2
JORDE RONALD MICHAEL	WWC1
KEEN VICTOR JEWEL	WWCOIT
KIMPTON JEREMY	DWD1
KING EDDIE DEWAYNE	WWC1
KING EDDIE DEWAYNE	WWT1
KISSIRE TRAVIS J	WWL2
LAFAY STACY V	DWT3
LESNIEWSKI ROBERT JOSEPH	DWD1
MAYER WILLIAM C	WWC1
MCDANIEL CHRISTINE M	WWTLA
MCDONALD CHARLES W	WWT2
O KRAKEL HANK W	DWD3
PARSONS ADRIAN REX	WWT1
PEARSON GLEN C	WWC3
PETERSEN BRYAN	WWC2
PETERSON WESLEY DARRELL	DWD3
PETTY GLEN STEVEN	WWC1
PINA ISIDRO	WWC4
POLEK TRAVIS JOHN	DWDOIT
RANEY DUSTIN JAMES	WWTLA
RENNINGER TYLER DEAN	DWD1
ROSE BRANDEN S	DWD2
ROWNING BRUCE EDWARD	WWT1
SHARER JASON DANIEL	WWT2
SMITH LAUREN CASSIDY FAHEY	WWL2
STINSON JOHN GEORGE	DWD1
SUMPTER ADAM DAVID	DWDOIT
TOMLINSON KARL	WWT1
TOWNSEND MATTHEW W	WWC2
WHEELER JERRY	DWD4
ZIELINSKI CODY JAMES	DWDOIT

Denied

RECTOR RYAN B
 BURROWES ROBIN WILLIAM
 HERBERT ROBERT LEO
 KEYS BRETT ANDREW
 BERG TROY JAMES
 SMITH WILLIAM E
 MCCORMICK KYLE

Pending

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NEXT MEETING was scheduled for November 5, 2014 at 8:30 AM.

ADJOURNMENT

A motion was made by Dr. Cloonan to adjourn the meeting at 12:45. It was seconded by Mr. Bennion. Motion carried.

Barry N. Burnell, Chair

Dr. Joan M. Cloonan

Bryan Lacy

John R. Lee

Jack V Bennion

Brad Don Andersen

Dion W Holton

Tana Cory, Bureau Chief